

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

ELIA LEON, individually and as personal representative of the estate of MARTIN LEON,
deceased,

Plaintiff,

vs.

No. CIV 13-1005 JB/SCY

FEDEX GROUND PACKAGE SYSTEM, INC.,

Defendant.

ORDER¹

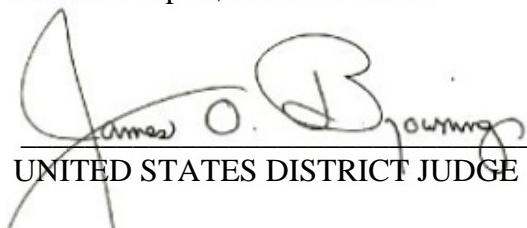
THIS MATTER comes before the Court on FedEx Ground Package System, Inc.'s Cross Designations and Objections to Plaintiff's Designation of Trial Testimony of Michael Sear, filed February 10, 2016 (Doc. 139). The Court held a hearing on February 19, 2016. Defendant FedEx Ground Package System, Inc. objects to some designations of Michael Sears' deposition testimony that Plaintiff Elia Leon has designated for trial testimony. The Court rules on FedEx Ground's objections as follows:

<u>Designation</u>	<u>Ruling</u>
36:20-37:9	Overruled: 36:20-37:9
42:1-16	Overruled: 42:1-16
51:3-9	Overruled: 51:3-9
60:22-61:7	The Court needs further argument on this objection to rule. Rulings deferred until trial. Inclined to sustain objection.

¹This Order disposes of FedEx Ground Package System, Inc.'s Cross Designations and Objections to Plaintiff's Designation of Trial Testimony of Michael Sear, filed February 10, 2016 (Doc. 139). The Court may, however, at a later date issue a Memorandum Opinion more fully detailing its rationale for this decision.

62:2-20	The Court needs further argument on this objection to rule. Rulings deferred until trial. Inclined to sustain objection.
68:17-24	Overruled: 68:17-24
69:20-70:19	Overruled: 69:20-70:19
76:25-78:8	Overruled: 76:25-78:8
79: 9-80:11	Overruled: 79: 9-80:11
82:8-19	Sustained: 82:8-19
94:11-97:14	Overruled: 94:11-97:14

IT IS ORDERED that the objections in FedEx Ground Package System, Inc.'s Cross Designations and Objections to Plaintiff's Designation of Trial Testimony of Michael Sear, filed February 10, 2016 (Doc. 139), are sustained in part and overruled in part, as stated herein.



UNITED STATES DISTRICT JUDGE

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--and--

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